

COURT OF APPEALS
DIVISION TWO
OF THE STATE OF WASHINGTON

FILED
COURT OF APPEALS
DIVISION II
2016 JUL 25 AM 11:14
STATE OF WASHINGTON
BY: [Signature]

STATE OF WASHINGTON)
)
) Respondent,)
)
) v.)
) Hollis Blockman)
) (your name))
)
) Appellant.)

No. 48219-3-II
STATEMENT OF ADDITIONAL
GROUNDS FOR REVIEW

I, Hollis Blockman have received and reviewed the opening brief prepared by my attorney. Summarized below are the additional grounds for review that are not addressed in that brief. I understand the Court will review this Statement of Additional Grounds for Review when my appeal is considered on the merits.

Additional Ground 1

In my Verbatim Report of Proceedings, 8/18/15 R.P. 55, 10-25 through R.P. 56, R.P. 57, R.P. 58, R.P. 59, R.P. 60, and R.P. 61 discusses the missing pages from my Discovery; In Verbatim Report of Proceedings, 3/24/15, R.P. 9, Judge Castello signed my Order of Omnibus as well as the prosecutor stating my discovery was complete (See attached copy of order of Omnibus hearing) Brady vs Maryland Strickler v. Greene, 527 U.S. 263, 280, 119 S. Ct. 1936, 144 L.Ed. 2d 286 (1999)

Additional Ground 2

In my Verbatim Report of Proceedings, 8/17/15 R.P. 27, 10-18 states officer Hayward observed the defendant sitting on the couch with a black female sitting adjacent from him and it appeared that they were in a drug transaction and that he could tell because he had a baggy in his hand and she was handing him over a \$20 bill. R.P. 44-45 also shows that Officer Hayward testified that he wrote in his 9.1 report that it appeared Horne had been

(continue on line paper, page 2)

If there are additional grounds, a brief summary is attached to this statement.

Date: 7/21/16

Signature: Hollis Blockman

Page 2

Continuation of Additional Ground 2 from page 1
setting down a \$20 bill in front of Blockman instead of handing it to me. R.P. 50, Officer Hayward states that she was in the process of setting it on the table. She's kind of leaning forward over the table with the money in her hand. On 8/19/15 R.P. 7-8, Officer Hayward testifies that he observed a lady handing over a \$20 bill towards Mr. Blockman while he appeared to be removing rocks of crack cocaine from the clear plastic bag. On 8/19/15 R.P. 25 Officer Hayward testifies that the \$20 bill would be evidence of drug dealing but he didn't collect the \$20 bill as evidence (R.P. 39) lines 7-25 R.P. 40, 1-6 testified that he didn't recall seeing the \$20 bill listed on an evidence sheet. On 8/20/15 R.P. 53-56, Officer Peter Hayward changed his testimony from at the 3.6 Hearing stating that I was just holding the bag to I was reaching into the bag at trial. Also he changed testimony that Ms. Hane was handing me the money to she set the alleged \$20 bill on the table. (Impeachment (change of testimony) at trial then evidentiary hearing, (United States v Beck) (2005, CA9 OR) 393 F.
next page

page 3

Continuation of Additional Ground 2 from pages 2
3 & 1088), United States District Court of the
Sixth Circuit 2013 U.S. Dist Lexis 38665:
Milburn v United States, March 18, 2013

COURT OF APPEALS
DIVISION TWO
OF THE STATE OF WASHINGTON

STATE OF WASHINGTON)

Respondent,)

v.)

Hollis Blockman)
(your name))

Appellant.)

No. 48219-3-II

STATEMENT OF ADDITIONAL
GROUNDS FOR REVIEW

I, Hollis Blockman have received and reviewed the opening brief prepared by my attorney. Summarized below are the additional grounds for review that are not addressed in that brief. I understand the Court will review this Statement of Additional Grounds for Review when my appeal is considered on the merits.

Additional Ground 1

In my Verbatim Report of Proceedings, 3/24/15 R.P. 3-12 I stated on record in front of Judge Jerry Castello that I wanted new representation and was denied even after Mr. Jursek stated that he's been busy with several trials. R.P. 11 Judge Jerry Castello instructed Mr. Jursek to have my motion filed by 4/8/15 which he failed to do so. I was complaining about ineffective assistance of Counsel for

(Continued on line paper, page 5)

Additional Ground 2

In my Verbatim Report of Proceedings, 8/19/15 R.P. 25, 25-R.P. 26-27 states that Officer Hayward testifies that the \$244 taken off Mr. Blockman (Exhibit 2) was found by the booking Officer Hicks and that Officer Hayward admitted that team where he was standing that he didn't witness this. This is a violation of the chain of custody. U.S. Court of Appeals 8th circuit 1989, 896 F.2d 1122, U.S. v Kuster, November 13, 1989, U.S. v Moore, November 10, 2004 425 F.3d 1061

If there are additional grounds, a brief summary is attached to this statement.

Date: 7/21/16

Signature: Hollis Blockman

page 5 Continuation of Additional Ground 1 from page 4
months before my trial. On 4/28/15 R.P. 2-8,
I stated to Judge Stephanie A. Arnd that
I wanted new counsel and that he wasn't
meeting the rules of professional conduct as
far as communication, diligence, and compe-
tence as a lawyer but was denied new
counsel. On 6/25/15 R.P. 5-11, I expressed
to Judge Hickman that I wanted new
counsel, that I had grievances in against
Mr. Jursek to the Washington State Bar
Association (see attached grievance, file
#15-00846) and that I was being
given continuance after continuance against
my objection but was still denied new coun-
sel. On 7/27/15 R.P. 2, Prosecutor Ham
states that Mr. Jursek let him know that
he put in a motion to withdraw scheduled
for 7/28/15 at 8:30 am before I even
knew. This motion was put in less than
3 weeks prior to trial. So how could
I have had effective assistance of
counsel. R.P. 3-5 shows that I filed
a grievance against Mr. Jursek and
was once again denied new counsel
by Judge Jack Nevin on 7/27/15. On
8/17/16, In my Verbatim Report of Pro-
ceedings, R.P. 10, 7-15, Mr. Jursek

Next page

page 6 Continuation of Additional Ground 1, from page 4
admits that to say it charitably that we've had a very difficult attorney-client relationship. Also he admits that I made several motions to have him removed as counsel and that I filed numerous grievances and complaints against him. On 8/17/15 R.P. 10, 16-25, R.P. 11, 1-20 shows that Mr. Jursek failed to call two civilian witnesses who were present at the scene of the crime who gave testimony to hea Sanders, investigator for the defense that could have changed the outcome of the trial. R.P. 54-55 talks about evidence that Patricia Burton had told the investigator for the defense, hea Sanders that "she did not give Officer Hayward consent to search. (Strickland v. Washington) 466 U.S. 668, 104 S. Ct. 2052, 80 L. Ed. 2d 674 (1984)

COURT OF APPEALS
DIVISION TWO
OF THE STATE OF WASHINGTON

STATE OF WASHINGTON)

Respondent,)

v.)

Hollis Blockman)
(your name))

Appellant.)

No. 48219-3-II

STATEMENT OF ADDITIONAL
GROUND FOR REVIEW

I, Hollis Blockman have received and reviewed the opening brief prepared by my attorney. Summarized below are the additional grounds for review that are not addressed in that brief. I understand the Court will review this Statement of Additional Grounds for Review when my appeal is considered on the merits.

Additional Ground 1

In my Verbatim Report of Proceedings, 8/18/15 R.P. 23-26 Judge Rumbough allowed the prosecution to call JERRY KROUSE as an expert witness although CrR 4.07(a)(1)(2)(ii) indicates that the prosecuting attorney shall disclose to the defendant any expert witnesses whom the prosecuting attorney will call at the hearing or trial, the subject of their testimony and any reports they have admitted. When asked
(continued on line paper, page 8)

Additional Ground 2

In my Verbatim Report of Proceedings, 8/18/15 R.P. 26 1-20 MR. Gerald Ham, the prosecutor admits to not disclosing the testimony of the expert witness to the defense, also on March 24, 2015 Gerald Ham signed my Order of Omnibus stating that discovery was complete. See attachment Order of Omnibus but later at trial stated pages were missing, this is prosecutorial misconduct

If there are additional grounds, a brief summary is attached to this statement.

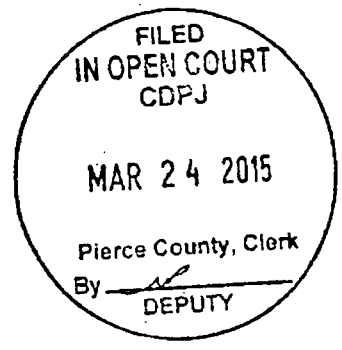
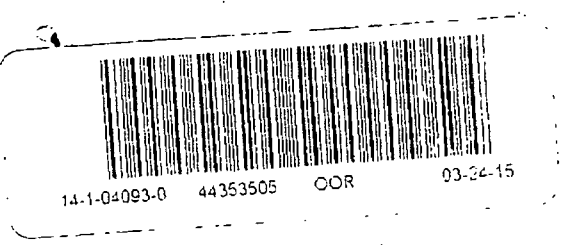
Date: 7/21/16

Signature: Hollis Blockman

page 8 Continuation of Additional Ground 1 from page 7
by the trial court, did he provide those
reports to the defense, Prosecutor Ham
responded no. (R. P. 28-29) the trial
court allowed Keause's testimony to be
expert testimony (703 objections) is he
allowed to even testify being that he
wasn't present at the scene and is
this bolstering.

OD
1/c

0000
0004
3/25/2015



SUPERIOR COURT OF WASHINGTON FOR PIERCE COUNTY

STATE OF WASHINGTON,

Plaintiff,

vs.

Hollis Blockman

Defendant.

NO. 14-1-04093-0

ORDER ON OMNIBUS
HEARING CHARGE:

TRIAL DATE: _____

OOOR

THIS MATTER having come before the court for an omnibus hearing, the State represented by: Gerald Ham, and the defendant being present and represented by: Ned Jursek

1. Regarding PROSECUTOR'S OBLIGATIONS, THE DEPUTY PROSECUTING ATTORNEY STATES: that at least seven days prior to this order:

The Prosecutor provided to defendant a complete list of the defendant's criminal convictions.

The Prosecutor has provided to defense all discovery in their possession or control, pursuant to CR 4.7(a);

The Prosecutor has contacted law enforcement agencies to request and/or obtain any additional supplemental police reports, forensic tests, and evidence and has made them available to defendant or defense counsel. The State is aware of the following reports, tests or evidence which has not been made lab report will be discovered when received by the State. available to the defendant: _____

Prosecutor has reviewed the discovery and criminal history and made an offer to the defense.

If prosecutor has not checked every box in this section, the court makes the following order:

2. Regarding DEFENSE ATTORNEY'S OBLIGATIONS, DEFENSE COUNSEL STATES that at least two days prior to this order:

0004

0004

0004

as ordered by the court ^{gc}

State's response shall be filed by ~~6/8/75~~ _____ . Testimony will/will not be required.

[] State's written motion to suppress shall be filed by _____ . The Defendant's response shall be filed by _____ . Testimony will/will not be required.

8. Regarding OTHER PRE-TRIAL MOTIONS: No additional motions are anticipated, except:

In Limine Day of Trial

Briefing schedule: Affidavits and briefs of the moving party must be served and filed by: day of trial

Responsive Brief must be served and filed by: day of trial

The hearing will last about 30 (min/hr)

9. Regarding TRIAL

- a. The trial will be jury [] non-jury, and will last about 3-4 days.
- b. Is an interpreter needed: No [] Yes. Language: _____ (if an interpreter is needed, State will call interpreter services at ext. 6091)

10. Regarding WITNESSES:

There will be out-of-state witnesses [] yes no.

A child competency or child hearsay hearing is needed [] yes no.

State:

All witnesses have been disclosed.

[] A Witness List has been filed.

A witness list must be filed by: 2 weeks prior to trial

Defense:

All witnesses have been disclosed.

[] A Witness List has been filed.

A witness list must be filed by: 2 weeks prior to trial

11. Other

[] Defendant needs a competency examination.

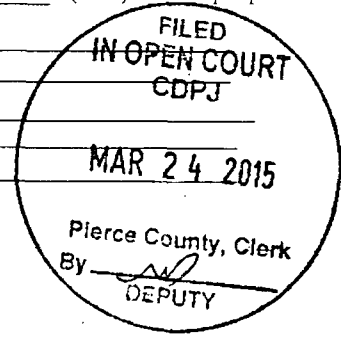
[] Defendant is applying for drug court.

[] Defendant is seeking an evaluation which may necessitate a continuance.

12. The Court sets a Status Conference for _____ (date) for the purpose of:

13. Other orders: _____

Dated 3-24 20 15



Defendant

[Signature]

Defendant's Attorney/Bar # 28621

Judge

[Signature]

[Signature]

Prosecuting Attorney/Bar # 40450



WSBA

OFFICE OF DISCIPLINARY COUNSEL

Felice P. Congalton
Associate Director

June 19, 2015

Edward P. Jursek
J&S Law Group
724 Yakima Ave Ste 200
Tacoma, WA 98405-4864

Re: ODC File: 15-00846
Grievance filed by Hollis Blockman

Dear Mr. Jursek:

We received the enclosed information dated June 13, 2015 from Mr. Blockman. Under the Rules for Enforcement of Lawyer Conduct, we are providing the information to you and to a Review Committee of the Disciplinary Board.

Sincerely,

A handwritten signature in black ink that reads "Felice P. Congalton" followed by a stylized monogram.

Felice P. Congalton
Associate Director

Enclosure

cc: Hollis Blockman (without enclosure)

DECLARATION OF MAILING

GR 3.1

I, Hollis Blockman on the below date, placed in the U.S. Mail, postage prepaid, 1 envelope(s) addressed to the below listed individual(s):

David C. Ponzona, Court Clerk
Court of Appeals, Division II
950 Broadway, Suite 300
Tacoma, Washington 98402

FILED
COURT OF APPEALS
DIVISION II
2016 JUL 25 AM 11:14
STATE OF WASHINGTON
RECEIVED BY

I am a prisoner confined in the Washington Department of Corrections ("DOC"), housed at the Coyote Ridge Correctional Complex ("CRCC"), 1301 N. Ephrata Avenue, Post Office Box 769, Connell, WA 99326-0769, where I mailed said envelope(s) in accordance with DOC and CRCC Policies 450.100 and 590.500. The said mailing was witnessed by one or more staff and contained the below-listed documents.

1. Statement of Additional Grounds, 48219-3-11
2. 8 pages, letter to court clerk,
3. Order of Omnibus, letter to
4. WSBA grieving my attorney
5. MR. JURSEK
6. _____

I hereby invoke the "Mail Box Rule" set forth in General Rule ("GR") 3.1, and hereby declare under penalty of perjury under the laws of the State of Washington that the forgoing is true and correct.

DATED this 21st day of July, 2016, at Connell WA.

Signature Hollis Blockman